

77  
NOV 10 1988

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. John DeGryse  
Plant Manager  
Eagle Signal  
Industrial Controls  
736 Federal Street  
Davenport, Iowa 52803

  
R00307860  
RCRA RECORDS CENTER

RE: Eagle Signal Industrial Controls  
Davenport, Iowa  
EPA ID No. IAD051001337

LETTER OF WARNING/REQUEST FOR INFORMATION

Dear Mr. DeGryse:

On July 5, 1988, authorized representatives of the Environmental Protection Agency (EPA) conducted a compliance evaluation inspection at your facility. That inspection was conducted pursuant to Section 3007 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. Section 6927. The purpose of the inspection was to assess your facility's compliance with the hazardous waste regulations.

A Notice of Violation (NOV) was issued to your facility at the end of the inspection. That NOV cited the following violations:

1. 40 CFR 262.11 - Waste paint related material which is misclassified as D001 should be labeled as F003. Silk screen waste which is misclassified as D001 should be labeled as F005.
2. 40 CFR 262.34(a)(2) - Accumulation dates are not marked on all hazardous waste drums.
3. 40 CFR 262.34(c)(3) - Not all drums are labeled as hazardous waste.
4. 40 CFR 262.34(a)(4) - Facility does not have a contingency plan.

WSTM:RCRA:IOWA:SLUGANTZ:ls:10/14/88:DISK3:ES.LOW

IOWA	IOWA	IOWA	RCRA	WSTM
SLUGANTZ	HERSTOWSKI	FLOURNOY	SANDERSON	WAGONER

*L. Sluggantz*  
*11/8/88*

*KHS*  
*11/8/88*

*LA Flournoy*  
*11/8/88*

*MJS*  
*11/8/88*

*D.B.*

*je*



On July 12, 1988, and August 29, 1988, you responded to the NOV with descriptions of certain corrective actions. Those actions appear adequate, however, you should submit proof of them to us. In addition, my staff's review of the inspection report has raised some questions concerning your facility's waste management practices. Section 3007 of RCRA, 42 U.S.C. Section 6927, allows the EPA to request certain information for the purpose of determining compliance with the hazardous waste regulations. Pursuant to the provisions of Section 3007 of RCRA, we hereby request that you provide the following:

1. Manifests for the off-site shipments of waste paint related material and the silk screen wastes dating from July 1988 to the present.

2. Copies of the notice of exemption from the land disposal restrictions provided from July 1988 to the present to the treatment/disposal facilities which received the F003 and F005 waste. Please note that the exemption for small quantity generators from the land disposal restrictions is only in effect until November 8, 1988.

3. Photographs of your hazardous waste storage areas and satellite accumulation areas showing proper labeling and dating.

4. The date(s) of clean out of the process tanks during 1987 and 1988, along with a description, including the amount in kilograms, of the materials generated during the clean out(s). In addition, please provide the length of time the clean out wastes were allowed to accumulate on-site prior to off-site transportation. Please provide documentation of those off-site shipments.

5. A description of any hazardous wastes, including the amount in kilograms, which were generated during the months in which the clean out(s) occurred and the length of time each of these wastes were allowed to accumulate on-site prior to off-site transportation. Please provide documentation of those off-site shipments.

6. The dates when the drums of waste chromic acid and waste caustic material found in storage at the time of the inspection were placed into storage, along with the corresponding amount in kilograms. Please provide any documentation which you may have to support your answer.

7. The date(s) when the six drums of waste paint related material found during the inspection were put into storage. Please provide any documentation which you may have to support your answer.



8. A description of the process which generated the three drums of waste caustic found during Mr. Ken Herstowski's September 16, 1988, site visit to your facility and the date(s) when those drums were first placed into storage.

Failure to provide the requested information within thirty (30) days of receipt could subject your facility to an enforcement action pursuant to Section 3008 of RCRA, 42 U.S.C. Section 6928. Such enforcement action may include the assessment of up to \$25,000 per day of non-compliance.

Eagle Signal Industrial Control may, if it desires, assert a business confidentiality claim covering part or all of the information submitted to, or reviewed by, EPA. Such a claim may be made by placing on (or attaching to) the information, at the time of its submittal to, or review by, EPA, a cover sheet with a stamped or printed legend, or other suitable form of notice employing language such as "trade secret," "proprietary," or "company confidential." Alleged confidential portions of otherwise non-confidential documents should be clearly identified and may be submitted separately to facilitate identification and handling by EPA. If confidential treatment is sought only until a certain date or until the occurrence of a certain event, the request should so state.

Information submitted for which a claim of confidentiality is made will be disclosed by EPA only to the extent and by means authorized by the procedures specified in 40 CFR Part 2, Subpart B. If no such claim is made when information is received by EPA, information may be made available to the public without further notice.

Our agency will review your response to this letter along with the information contained in our files to determine what, if any, subsequent enforcement action is needed.

Your response should be sent to the Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, Attention: Ms. Lynn Slugantz, RCRA/IOWA. If you should have questions concerning this letter, you may contact Ms. Slugantz at 913/236-2887.

Sincerely yours,

David A. Wagoner  
Director  
Waste Management Division

cc: Pete Hamlin, IDNR





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII  
726 MINNESOTA AVENUE  
KANSAS CITY, KANSAS 66101

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Information submitted for which a claim of confidentiality is made will be disclosed by EPA only to the extent and by means authorized by the procedures specified in 40 CFR Part 2, Subpart E. If no such claim is made when information is received by EPA, information may be made available to the public without further notice.

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Sincerely yours,

  
David A. Wagoner  
Director  
Waste Management Division

cc: Pete Hamlin, IDNR

77 P 716 387 389  
**RECEIPT FOR CERTIFIED MAIL**

NO INSURANCE COVERAGE PROVIDED  
NOT FOR INTERNATIONAL MAIL

*Eagle* (See Reverse) *Signal*

Sent to

Street and No.

P.O. State and ZIP Code

Postage

\$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing  
to whom and Date Delivered

Return Receipt showing to whom,  
Date, and Address of Delivery

TOTAL Postage and Fees

\$

Postmark or Date

PS Form 3800, June 1985

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,  
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**



1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.



Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

↑ (Extra charge) ↑

↑ (Extra charge) ↑

John DeHryse  
Eagle Signal  
734 Federal St  
Davenport IA

4. Article Number  
P71638 7389

☐ Express Mail

Always obtain signature of addressee  
or agent and DATE DELIVERED.

X

52803

8. Addressee's Address (*ONLY if requested and fee paid*)

X

7. Date of Delivery,

PS Form 3811, Mar. 1987

★ U.S.G.P.O. 1987-178-268

DOMESTIC RETURN RECEIPT



UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE  
USE, \$300

RETURN  
TO



Print Sender's name, address, and ZIP Code in the space below.

RCRA / Iowa

U.S. EPA, RCRA Branch  
726 Minnesota Avenue  
Kansas City, Kansas 66101

XS